

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant	:	Schwiger et al.	
Serial. No	:	10/526,148	Examiner: Not Yet Assigned
Filed	:	February 28, 2005	Group Art Unit: Not Yet Assigned
For	:	COMMUNUTING DEVICE	

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

June 1, 2005

Date of Deposit

Manu J. Tejwani

Attorney Name

Signature \_\_\_\_\_

37,952

PTO Registration No.

June 1, 2005

Date of Signature

MS AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449 and respectfully requests that the listed documents be considered by the Examiner and made of record in the above-captioned application.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Copies of the listed documents are attached. An English abstract of the non-English documents are enclosed. A copy of the Search

Attorney's Docket  
A36473 PCT USA (00155.328

PATENT

Report from the European Patent Office, which sets forth the categories of the cited references, is also enclosed.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited document(s) do not constitute "prior art" under United States law, applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Applicant does not believe that any fee is required in connection with the submission of this document. However, should any fee be required, the Commissioner is hereby authorized to charge any fees, to Deposit Account 02-4377. Duplicate copies of this sheet are enclosed.

Respectfully submitted,

BAKER BOTTS L.L.P.

By: 

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Form PTO-1449 U.S. DEPARTMENT OF COMMERCE (Rev. 2-32) PATENT AND TRADEMARK OFFICE  <b>INFORMATION DISCLOSURE          STATEMENT BY APPLICANT</b> (use several sheets if necessary)	<b>ATTY DOCKET NO.</b> A36473 PCT USA (071155.0328)	<b>APPLICATION NO.</b> 10/526,148
	<b>APPLICANT</b> Schwiger et al.	
	<b>FILING DATE</b> February 28, 2005	<b>GROUP ART UNIT</b>

## U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Inventor Name	Class	Sub-class	Filing Date (if appropriate)
	5,944,268	8-31-1999	Andela James			
	5,785,583	7-28-1998	Becherer et al.			
	4,637,561	1-20-1987	Edberg			
	3,891,152	6-24-1975	Guggenheimer	241	88.4	
	2,082,419	11-24-1933	Rietz			
	1,212,419	1-16-1917	Sturtevant			

## FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Sub-class	Translation
	1,572,330	5-10-1978	Great Britain			
	0 778 086 A1	6-11-1997	European			
	0 606 891 A1	1-12-1994	European (w/abstract)			
	0 556 645 A1	8-25-1983	European (w/abstract)			

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner Initial	Document Description
	European Search Report

<b>EXAMINER</b> /Bena Miller/ (07/18/2008)	<b>DATE CONSIDERED</b>
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.